

Case: 1:16mc16

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Case Name: Helo Energy et al v. Hoggan et al

Case Number: 1:16-mc-00016-DN-PMW

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Document Number: 8

Docket Text:

**ORDER finding as moot [2] Motion to Quash; finding as moot [5] Motion to Quash - CASE
CLOSED. Signed by Magistrate Judge Paul M. Warner on 10/6/16 (alt)**

1:16-mc-00016-DN-PMW Notice has been electronically mailed to:

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Douglas W. Andrews
ANDREWS AND RHOADES LLP

IN THE UNITED STATES DISTRICT COURT FOR THE DISTRICT OF UTAH
CENTRAL DIVISION.

HELO ENERGY, LLC, a Delaware limited liability company, et al.,

Plaintiffs,

v.

JEFREY HOGGAN, an individual, et al.

Defendants.

GLJ, LLC, a Utah limited liability company,

Cross-Complainant,

v.

HELO ENERGY, LLC, a Delaware limited liability company, et al.

Cross-Defendants.

EAGLE ENERGY, LLC, a Utah limited liability company,

Cross-Complainant,

v.

RUDY SAENZ, an individual, et al.,

Cross-Defendants.

ORDER RE: MOTION TO QUASH

Case No. 1:16-mc-16-DN-PMW

Underlying Case No. 2:14-CV-6648 DSF (ASx), United States District Court for the Central District of California

Chief District Judge David Nuffer

Magistrate Judge Paul M. Warner

Chief District Judge David Nuffer referred this matter to Magistrate Judge Paul M. Warner pursuant to 28 U.S.C. § 636(b)(1)(A).¹ Before the court is Jeffrey Hoggan, et al.'s (collectively, "Defendants") motions to quash Helo Energy LLC, et al.'s subpoena and notice of deposition of Matthew Throckmorton.² The case is currently pending in the United States District Court for the Central District of California.

Upon review of the underlying case, it appears that approximately three weeks after the instant motions were filed, the designation of Mr. Throckmorton as an expert witness was withdrawn.³ Because the subpoena and notice of deposition were related to Mr. Throckmorton as an expert witness in this case, his deposition is no longer necessary to the underlying action. Accordingly, Defendants' motions to quash are rendered **MOOT**. The Clerk of Court may close the instant case.

IT IS SO ORDERED.

DATED this 6th day of October, 2016.

BY THE COURT:



PAUL M. WARNER
United States Magistrate Judge

¹ See docket no. 7.

² See docket nos. 2 and 5.

³ See *Helo Energy, LLC v. Hoggan*, Case no. 2:14-cv-6648-DSF-AS, docket no. 177 (C.D. Cal. Feb. 23, 2016).

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District of Utah

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